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REVISED STIPULATION REGARDING JURY INSTRUCTIONS No. C-99-2506 SI

| 1 | The parties have worked diligently all last week and throughout the weekend to prepare |
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| 2 | the disputed jury instructions, along with the parties' objections, for submission to the Court in |
| 3 | the required format. Through revisions and meeting and conferring, the parties have eliminated |
| 4 | or narrowed many disputes and believe that their diligent work in making further revisions will |
| 5 | likely reduce the number of disputes for the Court to consider on the Status Conference on Jury |
| 6 | Instructions, scheduled for August 25, 2008, and clarify the legal and factual basis for the |
| 7 | remaining disputes |
| 8 | Therefore, the parties hereby request that the Court agree that the jury instructions |
| 9 | currently due August 18, 2008 may be filed by 12:00 noon on August 20, 2008. |
| 10 | |
| 11 | Dated: August 18, 2008 JONES DAY |
| 12 | |
| 13 | By:/s/ Caroline N. Mitchell Caroline N. Mitchell |
| 14 | Attorneys for Defendants |
| 15 | |
| 16 | |
| 17 | Dated: August 18, 2008 TRABER & VOORHEES |
| 18 | By: /s/ Theresa Traber . |
| 19 | Theresa Traber Attorneys for Plaintiffs |
| 20 | |
| 21 | |
| 22 | |
| 23 | ORDER |
| 24 | Based upon the stipulation provided above, the jury instructions may be submitted by |
| 25 | 12:00 noon on August 20, 2008. |
| 26 | Dated: The Honorable Susan Illston |
| 27 | United States District Court |
| 28 | |
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